

**From:** Kristian Wiggert  
**Sent:** 05 March 2018 13:29  
**To:** Licensing  
**Cc:** Councillor Charlie Chirico; Councillor Abdul Latif; Councillor James Holmes;  
**Subject:** Re: New Premises Licence Application WK/201711465–Objection

Dear Ms MacDonald

Thank you for your reply. It was not clear from the register that the proposed new licence is similar to an existing licence for the premises. To the extent any comments in the prior email refer to extensions of hours those are withdrawn. However, the general objections stand.

As this is an application for a “new premises licence” is the standard of review not de novo?

If so, the Council should take the opportunity to re-evaluate the licensed hours of these premises. The existing licensing hours were approved (in our view incorrectly) when the premises were occupied by a late night club. They do not in our view strike a proper balance between business and residents, taking into account the four licensing objectives, the fact that the premises are in a cumulative impact zone and the general context of the location of the premises.

Yours sincerely

Kristian Wiggert

On Thursday, March 1, 2018, 11:31 am, Licensing <[Licensing.Licensing@merton.gov.uk](mailto:Licensing.Licensing@merton.gov.uk)> wrote:

*Dear Sir/Madam*

*LICENSING ACT 2003  
SMASH, 82 THE BROADWAY, WIMBLEDON SW19 1RH*

*I acknowledge receipt of your attached email and accept your representation as valid.  
However – **PLEASE SEE BELOW.***

*Please note that your representation, including your name and address will be in the public domain and will be forwarded to the applicants in order that they may consider addressing your concerns, should they consider it appropriate.*

*You will be advised approximately 10 days prior to the date of the hearing that will be convened to determine this application of the place and time of the hearing and may attend in person to put your view before the Licensing Sub-committee members.*

It is an offence to knowingly or recklessly make a false statement in connection with an application which carries a maximum fine of £5000.

**For your information, the application is for an existing premises that already benefits from a licence. The application has been made by the same company that hold the current one. The licence they hold at the moment is for the same times as are being applied for here except for Exhibition of a film on Sunday – extended by 30 minutes to 01:30.**

**I have also attached the conditions they are offering to be attached to their licence should it be granted. The conditions that are currently attached to the licence are available to view on our register which can be access via - [https://www2.merton.gov.uk/business/licences/licensing/premiseslicenceregister/sandpending\\_applications.htm](https://www2.merton.gov.uk/business/licences/licensing/premiseslicenceregister/sandpending_applications.htm)**

**They have stated that this application is to make the new licence clearer than the present one, with conditions added as agreed with the Police Licensing Officer and Premises Licence Holder and then if granted as such, the existing licence will be surrendered.**

I trust you find this information useful. Should you wish to withdraw your representation given the information above, please let us know.

Yours faithfully

Elizabeth Macdonald